

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Bobbi Bockoras,)	
)	
Plaintiff,)	
v.)	Civil Action No. 1:13-cv-00334-MRH
Saint-Gobain Containers, Inc.)	
<u>d/b/a</u> Verallia North America)	
)	
Defendant.)	

STIPULATION SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding Alternative Dispute Resolution (ADR) and have reached the following stipulation pursuant to L.R. 16.2 and the Court's ADR Policies and Procedures.

I. PROCESS

Select one of the following processes:

- ☐ Mediation
- ☐ Early Neutral Evaluation (ENE)
- ☐ Court sponsored Binding Arbitration
- ☐ Court sponsored Non-binding Arbitration
- ☒ Private mediation with the Honorable Kenneth J. Benson.
- ☐ Other (please identify process and provider) _____

***If you are utilizing a private process, be advised that the case is still governed by the Court's ADR Policies and Procedures. It is the responsibility of counsel to ensure that all of the proper forms are timely submitted and filed, as required by Policies and Procedures.**

II. COSTS

The parties have been unable to reach an agreement to share the ADR costs.

- Plaintiff has asked Defendant to pay 100% of the mediator's costs.
- Defendant proposes that each party pay 50% of the mediator's costs.

The parties request that the Court resolve this disagreement.

III. NEUTRAL

The parties hereby designate by agreement the following individual to serve as a Neutral in the

above-styled action:

Name of Neutral: Kenneth J. Benson
Address of Neutral: JUSTUS ADR SERVICES
P.O. Box 101824
Pittsburgh, PA 15237
Telephone & FAX Numbers: Phone : (412) 281-9112
Fax: (866) 571-6273
Email address of Neutral: JustusADR@gmail.com

Date of ADR Session: Not yet determined.

The parties represent that they have contacted the selected prospective neutral and have determined that the neutral is available to conduct the ADR session within the time prescribed by the Court's Policies and Procedures and that the neutral does not have a conflict.

IV. PARTICIPANTS

Name and title of the individual(s) who will be attending the mediation or early neutral evaluation session, **in addition to counsel**, in accordance with **Section 2.7 (Attendance at Session)** of the Court's ADR Policies and Procedures:

For Plaintiff: Bobbi Bockoras, Plaintiff

For Defendant: Casey Eckert, Corporate Counsel

If there is insufficient space to list all parties who will be attending the session, please add additional sheets as necessary.

Each party certifies that the representative(s) attending the ADR session on its behalf has full and complete settlement authority, **as specified in sub-section (A)(1-3) of the above section of the Court's ADR Policies and Procedures.**

V. ACKNOWLEDGMENT

We, the undersigned parties to this action, declare that this stipulation is both consensual and mutual.

Dated: January 10, 2014 s/ Courtney M. Dankworth
Attorney for Plaintiff(s)

Dated: January 10, 2014 s/ D. Rusty Denton
Attorney for Defendant(s)